IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2513 OF 2004

IN

SUIT NO.2464 OF 2004

Harnie Mark Almeida ... Plaintiff

vs.

1. Carol Bhagyat nee Carol Harnie Mark Almeida and others. .... Defendants.

Mr.Clive D'Souza, for Plaintiff.

Mr.S.C.Naidu i/b. C.R.Naidu & Co., for Defendant no.1.

MR.Palan i/b. M.R.Khatri & Co. for Respondents.

CORAM: D.K.DESHMUKH,J.

DATED: 18th August,2005

P.C.:-

1. The learned Counsel appearing for Defendant no.1 and Defendant no.7 states that without prejudice to their rights and contentions they have no objection if the Notice of Motion is granted in terms of prayer clause (b). The learned Counsel appearing for

plaintiff submits that if the Notice of Motion is granted in terms of prayer clause (b), the interest of the plaintiff will be secured. In this view of the matter therefore, Notice of Motion is granted in terms of prayer clause (b). Notice of Motion is disposed of.